

Calendar No. 523

103D CONGRESS
2D SESSION

S. 1413

[Report No. 103-315]

A BILL

To amend the Ethics in Government Act of 1978, as amended, to extend the authorization of appropriations for the Office of Government Ethics for eight years, and for other purposes.

JULY 15 (legislative day, JULY 11), 1994

Reported with amendments

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IN THE SENATE OF THE UNITED STATES

AUGUST 6 (legislative day, JUNE 30), 1993

Mr. LEVIN (for himself and Mr. COHEN) introduced the following bill; which was read twice and referred to the Committee on Governmental Affairs

JULY 15 (legislative day, JULY 11), 1994

Reported by Mr. GLENN, with amendments

[Omit the part struck through and insert the part printed in *italic*]

A BILL

To amend the Ethics in Government Act of 1978, as amended, to extend the authorization of appropriations for the Office of Government Ethics for eight years, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Office of Government
3 Ethics Authorization Act of 1994”.

4 **SEC. 2. GIFT ACCEPTANCE AUTHORITY.**

5 Section 403 of the Ethics in Government Act of 1978
6 (5 U.S.C. App. 5) is amended by—

7 (1) inserting “(a)” before “Upon the request”;
8 and

9 (2) adding at the end thereof the following:

10 “(b)(1) The Director is authorized to accept and uti-
11 lize on behalf of the United States, any gift, donation, be-
12 quest, or devise of money, use of facilities, personal prop-
13 erty, or services for the purpose of aiding or facilitating
14 the work of the Office of Government Ethics.

15 “(2) No gift may be accepted—

16 “(A) that attaches conditions inconsistent with
17 applicable laws or regulations; or

18 “(B) that is conditioned upon or will require
19 the expenditure of appropriated funds that are not
20 available to the Office of Government Ethics.

21 “(3) The Director shall establish written rules setting
22 forth the criteria to be used in determining whether the
23 acceptance of contributions of money, services, use of fa-
24 cilities, or personal property under this subsection would
25 reflect unfavorably upon the ability of the Office of Gov-
26 ernment Ethics or any employee to carry out its respon-

1 sibilities or official duties in a fair and objective manner,
 2 or would compromise the integrity or the appearance of
 3 the integrity of its programs or any official involved in
 4 those programs.”.

5 **SEC. 3. EXTENSION OF AUTHORIZATION OF APPROPRIA-**
 6 **TIONS.**

7 The text of section 405 of the Ethics in Government
 8 Act of 1978 (5 U.S.C. App. 5) is amended to read as fol-
 9 lows: “There are authorized to be appropriated to carry
 10 out the provisions of this title and for no other purpose
 11 such sums as may be necessary for the fiscal years begin-
 12 ning with fiscal year 1995 and ending with fiscal year
 13 2002.”.

14 **SEC. 4. REPEAL AND CONFORMING AMENDMENTS.**

15 (a) *REPEAL OF DISPLAY REQUIREMENT.*—The Act en-
 16 titled “An Act to provide for the display of the Code of Eth-
 17 ics for Government Service”, approved July 3, 1980 (Public
 18 Law 96–303; 5 U.S.C. 7301 note) is repealed.

19 (b) *CONFORMING AMENDMENTS.*—

20 (1) *FDIA.*—Section 12(f)(3) of the Federal De-
 21 posit Insurance Act (12 U.S.C. 1822 (f)(3)) is amend-
 22 ed by striking “, with the concurrence of the Office of
 23 Government Ethics,”.

1 (2) *ETHICS IN GOVERNMENT ACT OF 1978.*—(A)

2 *The heading for section 401 of the Ethics in Govern-*

3 *ment Act of 1978 is amended to read as follows:*

4 “*ESTABLISHMENT; APPOINTMENT OF DIRECTOR*”.

5 (B) *Section 408 is amended by striking “March*

6 *31” and inserting “April 30”.*

7 **SEC. 4. 5. EFFECTIVE DATE.**

8 This Act shall become effective upon October 1, 1994.